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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	10/667,456-Conf. #9475	
	Filing Date	September 23, 2003	
	First Named Inventor	Kouji TOISHI	
	Art Unit	3641	
	Examiner Name	K. C. Egwim	
Total Number of Pages in This Submission	3	Attorney Docket Number	2185-0708P

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input checked="" type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Letter Responding to USPTO Communication of November 15, 2006
<div>Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	BIRCH, STEWART, KOLASCH & BIRCH, LLP		
Signature			
Printed name	Andrew D. Meikle		
Date	December 14, 2006	Reg. No.	32,868



Docket No.: 2185-0708P
(PATENT)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:
Kouji TOISHI et al.

Application No.: 10/667,456

Confirmation No.: 9475

Filed: September 23, 2003

Art Unit: 3641

For: A POSITIVE RESIST COMPOSITION

Examiner: K. C. Egwim

LETTER RESPONDING TO USPTO COMMUNICATION OF NOVEMBER 15, 2006

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Responsive to the USPTO Communication dated November 15, 2006, Applicant today files a Divisional Application. The Communication refused to accept the Request for Continued Examination (RCE) filed October 20, 2006 and stated that all of the elected subject matter had been deleted from the claims. This was, in fact, not true since the pending claims in the RCE recited Formula (7) which falls completely within the scope of previously elected Formula (2). The Examiner has refused to change his position, despite this. In order to expedite prosecution, Applicant has now filed a Divisional Application with this Letter.

Application No.: 10/667,456

Docket No.: 2185-0708P

If any questions arise, regarding this matter, please contact the undersigned at the phone number listed below.

Dated: December 14, 2006

Respectfully submitted,

By 

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